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DOCKET NO: 18438/09056

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

n Re Application of Karen Seibert	)	Examiner:	Unknown
·	)		

Serial No: 10/772,760 Art Unit: 1614

Filed: February 4, 2004 Deposit Account: 50-2548

Title: TREATMENT AND PREVENTION OF

OTIC DISORDERS WITH COX-2 INHIBITORS ALONE OR IN COMBINA-TION WITH CONVENTIONAL OTIC

**AGENTS** 

## **INFORMATION DISCLOSURE STATEMENT** TRANSMITTAL LETTER

Mail Stop DD Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R 1.56, 1.97 and 1.98, Applicant is submitting the art shown on the attached list for consideration by the Examiner. By this submission, it is not admitted that any of the listed references are, in fact, prior art. The Examiner is respectfully requested to make an independent search and evaluation of all relevant prior art.

This Information Disclosure Statement is being filed prior to the mailing of a first office action on the merits and, therefore, no additional filing fee or certification is required.

The Examiner is encouraged to contact the undersigned at his convenience should there be any questions regarding this matter or require any additional information.

Respectfully requested,

NELSON MULLINS RILEY & SCARBOROUGH

July 27, 2004. Date

Robert S. Thomas Registration No. 52,284

1320 Main Street/ 17th Floor

Columbia, SC 29201 Phone: (864) 250-2238

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### Form PTO-1449

# INFORMATION DISCLOSURE CITATION IN AN APPLICATION

Docket Number Optional 18438/09056	Application Number 10/772,760					
Applicant Karen Seibert	Filing Date February 4, 2004					
Examiner	Group Art Unit					

(Use several sheets if necessary)								ary)	Examiner Unknown		Group Art Unit 1614				
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EXAMINER INITIAL		DOCUMENT NUMBER DATE							NAME	CLASS		S SUBCLA		FILING DATE IF APPROPRIATE	
	6	6 4 4 0 9 6 4 8/27/2002 Cagle et al. 514		514	230.05	5									
	6	3	9	5	7	4	6	5/28/2002	Cagle et al.		514	300			
	6	3	6 2 2 2 7 3/26/2002 Jerussi et al.			514	570								
	6	2	6	5	3	7	9	7/24/2001	Donovan		514	14			
	6	0	9	3	4	1	7	7/25/2000	Petrus		424	437			
	5 6 7 9 6		6	5	10/21/1997	Bergamini et al.	mini et al. 51		171						
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United States Patent Application Publication, Pub. No. US 2002/0022629 A1, February 21, 2002 United States Patent Application Publication, Pub. No. US 2002/0142999 A1, October 3, 2002

**EXAMINER** DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

**PATENT** 

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Karen Seibert

Application No.: 10/772,760

,760 Group No.: 1614

Filed: February 4, 2004 Examiner: Unknown

For: Treatment and Prevention of Otic Disorders with Cox-2 Inhibitors Alone or in Combination

with Conventional Otic Agents

Mail Stop DD Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

### CERTIFICATE OF MAILING UNDER 37 C.F.R. section 1.8(a)

I hereby certify that the attached correspondence comprising:

- 1. First Class Mail Certificate of Mailing for All (1 page)
- 2. Information Disclosure Statement Transmittal Letter (1 page)
- 3. Information Disclosure Citation in an Application (1 page)
- 4. References Enclosed (None)
- 5. Return postcard (1 page)

is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

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On July 27, 2004.

Terry P. Ballew

Signature of person mailing paper